

# The Supreme Court of Ohio

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## CASE ANNOUNCEMENTS AND ADMINISTRATIVE ACTIONS

May 4, 2004

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### MOTION AND PROCEDURAL RULINGS

**2001-0253. State v. Bryan.**

Cuyahoga C.P. No. CR393660. This cause came on for further consideration upon appellant's pro se motion for appointment of counsel to pursue an application for reopening. Upon consideration thereof,

IT IS ORDERED by the court that the motion be, and hereby is, granted, and that attorney Jeffry Kelleher is appointed as counsel for appellant for the purpose of filing an application for reopening under S.Ct.Prac.R. XI(5).

**2003-1682. State ex rel. Regal Ware, Inc. v. Indus. Comm.**

Franklin App. No. 02AP-1264, 2003-Ohio-4184. This cause is pending before the court as an appeal from the Court of Appeals for Franklin County. Upon consideration of appellant's motion for extension of time to file merit brief pursuant to S.Ct.Prac.R. XIV(6)(C),

IT IS ORDERED by the court that the motion for extension of time be, and hereby is, granted, and appellant's merit brief is due on or before May 10, 2004.

**2003-1766. State v. Bethel.**

Franklin C.P. No. 00CR116600. This cause is pending before the court as a death penalty appeal from the Court of Common Pleas for Franklin County. Upon consideration of appellant's motion for extension of time to transmit the record,

IT IS ORDERED by the court that the motion for extension of time to transmit the record be, and hereby is, granted, and the time for transmitting the record is extended to May 5, 2004.

**2003-1766. State v. Bethel.**

Franklin C.P. No. 00CR116600. This cause is pending before the court as a death penalty appeal from the Court of Common Pleas for Franklin County. Upon consideration of appellant's motion for stay of execution pending exhaustion of state remedies,

IT IS ORDERED by the court that the motion for stay of execution be, and hereby is, granted pending final disposition of his appeal in this court.

**2004-0603. State ex rel. Packard v. Coshocton Cty. Joint Vocational School Dist. Bd. of Edn.**

Coshocton App. No. 02 CA 22, 2004-Ohio-1324. This cause is pending before the court as a discretionary appeal and claimed appeal as of right. Upon consideration of appellant's motion for stay of court of appeals' judgment,

IT IS ORDERED by the court that the motion for stay be, and hereby is, granted.

F.E. Sweeney, J., dissents.

**2004-0685. Louis v. Ohio Adult Parole Auth.**

Montgomery App. No. CA20194. This cause was filed as a discretionary appeal and claimed appeal as of right. Upon consideration of appellant's jurisdictional memorandum, it is determined by the court that this cause originated in the court of appeals and therefore should proceed as an appeal as of right pursuant to S.Ct.Prac.R. II(1)(A)(1).

IT IS ORDERED by the court that the Clerk shall issue an order for the transmittal of the record from the Court of Appeals for Montgomery County. Appellant shall file his merit brief within 40 days of the filing of the record with the Clerk of this court, and the parties shall otherwise proceed in accordance with S.Ct.Prac.R. VI.

## **MEDIATION REFERRALS**

The following cases have been referred to mediation pursuant to S.Ct.Prac.R. XIV(6):

**2004-0478. State ex rel. S. Rosenthal & Co. v. Indus. Comm.**

Franklin App. No. 03AP-113, 2004-Ohio-549.